

UNITED STATES OF AMERICA

File Ref: 616-76US

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below-named inventor:

1. I hereby declare that my residence, citizenship, and address are as stated below next to my name, and I believe I am one of the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention, the specification of which is attached hereto, entitled: ELECTROCHEMICAL TREATMENT OF AMMONIA IN WASTE-WATER

2. I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to in the declaration.

3. I claim foreign priority benefits under 35 USC 119 of the following foreign patent application:

Country: Serial No: Filing Date:  
Britain 0221439.3 16 September 2002

4. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 CFR 1.56(a).

5. I revoke all previous appointments, and appoint:

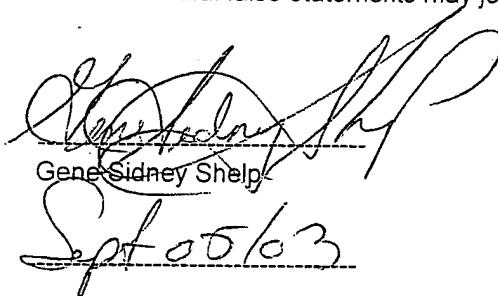
Anthony Asquith (reg: 32373)  
#28 - 461 Columbia Street West  
Waterloo, Ontario  
N2T 2P5 Canada

as my patent agent to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

6. Inventor's name:	Residence:	Citizenship:	Address:
SHELP, Gene Sidney	Canada	Canada	56 Old Colony Trail, Guelph, Ontario N1G 4A9 Canada
SEED, Leonard Paul	Canada	Canada	90 Southcreek Trail, Guelph, Ontario N1G 4Y8 Canada

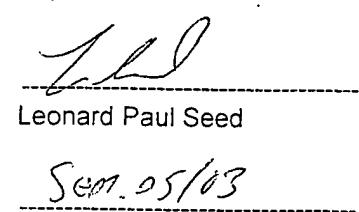
7. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true: and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Signature of inventor:



Gene Sidney Shelp  
Sept 05/03

Signature of inventor:



Leonard Paul Seed  
Sept. 05/03

Date of signing:

United States Patent Application

Attorney Docket Number: 616-76US

Applicants: SHELP, Gene Sidney and SEED, Leonard Paul

Title: ELECTROCHEMICAL TREATMENT OF AMMONIA IN WASTE-WATER

DECLARATION CONCERNING FILING OF NEW PATENT APPLICATION

I, Karen Margaret Owen, of 312 Snyder's Road East, Baden, Ontario N3A 2V7 Canada, make the following declaration:

1. I am employed as office manager by Anthony Asquith, patent agent registration number 32373, and I have been so employed continuously since 1993.

2. I have been informed by USPTO Customer Service for Office of Initial Patent Examination that they have no record of receiving the above mentioned patent application on September 16<sup>th</sup> 2003.

3. In fact, the package containing the application was delivered to the USPTO on 16 September 2003, by Federal Express courier, bill of lading number 8438 0701 6342.

-Exhibit A is a photocopy of the bill of lading (number 8438 0701 6342) of the Federal Express envelope that contained the new application.

-Exhibit B is a copy of the notification from Federal Express that the envelope was delivered and signed for on September 16<sup>th</sup> 2003.

We therefore know that the package was delivered to the USPTO on September 16<sup>th</sup> 2003.

4 In fact, the package (number 8438 0701 6342) delivered to the USPTO on 16 September 2003 did contain the above mention patent application.

-Exhibit C is a photocopy of our transmittal letter for a New Patent Application requesting the fees for application to be charged to our deposit account.

-Exhibit D is a photocopy of our log book entry, on which I logged the contents of the Federal Express envelope that was delivered to the USPTO on 16 September 2003.

We therefore know that the package delivered to the USPTO on September 16<sup>th</sup> 2003 contained the above mentioned patent application.

5. We have a routine office procedure, which I follow when sending papers to the PTO by courier, for delivery.

The procedure is as follows:

(a) I assemble the bundle of papers that is to be sent to the PTO. I take copies of the papers in the bundle, and put the bundle of copies into the case-file.

(b) I make up the log book entry where I record the file reference number and a brief description of the contents of each bundle.

(c) If we have bundles of papers for two or more cases for the PTO, I place the bundles of papers each into their own paper-envelopes, and I write our file-reference-number, and a short description of the contents on the paper envelopes.

(d) I then place the paper envelopes in the Federal Express envelope checking to make sure that the contents of the Federal Express envelope correspond exactly with the entries in the log book.

(e) I seal the Federal Express envelope, and hand it to the Federal Express clerk. I retain the original copy of the bill of lading and keep it with the log book.

(f) The next day, I telephone Federal Express, for confirmation that the package was delivered to the PTO intact. Federal Express confirms the date and time of delivery, and informs me as to the name of the PTO employee who signed for the package. I hand-write this information onto our copy of the bill of lading.

(g) I take photocopies of the bill of lading, and place one photocopy in each case-file, with the bundle of copies of what was sent to the PTO.

6. I state that I followed the above procedure in the present case. The fact that the new patent application is listed in the log book means that I checked that the cover letter, data sheet, signed declaration, and specification were indeed placed in the Federal Express envelope. This is exactly what I do check for.

7. I cannot think of any explanation as to how or why the PTO might not have received the new patent application. In case it might be suggested, I confirm that I have looked in our case-file for the allegedly-missing bundle of papers, and I confirm that they are not there. However, this statement should not be taken to mean that I am in any doubt as to the fact that I did indeed check that the application papers were properly placed in the Federal Express package.

8. I state that I am fully aware of the importance of meeting deadline dates in patent matters. I state that the fact that an item is recorded in the log book is proof that I did check that I had placed the item in the Federal Express package. That is what the procedure is for.

9. I confirm that items relating to another patent application was contained in the same Federal Express package that was deposited on September 16<sup>th</sup> 2003. There was also correspondence for change of our mailing address included in the package. I have made inquiries at the PTO, and I have confirmed that those items were received by the PTO.

10. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true: and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under section 1001 of the Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Signature of Declarant



Date of Signing: 14 January 2004